

07-16-01

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jc960 U.S. PTO  
07/12/01

<b>UTILITY PATENT APPLICATION TRANSMITTAL (Large Entity)</b> <i>Only for new nonprovisional applications under 37 C.F.R. 1.53(b)</i>	Docket No.:
	Express Mail Label No.:

2814-G  
EL591096543US

jc978 U.S. PTO  
09/904954  
07/12/01

TO THE ASSISTANT COMMISSIONER FOR PATENTS  
BOX PATENT APPLICATION  
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

**CYTOKINES THAT BIND THE CELL SURFACE RECEPTOR HEK**

and invented by:

**M. Patricia Beckmann, Hansville, WA, and Douglas P. Cerretti, Seattle, WA.**

If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

- Continuation       Divisional       Continuation-in-part (CIP)

of prior application No.: 09/358,734 filed July 21, 1999

Enclosed are:

**Application Elements**

1.  Filing fee as calculated and transmitted as described below
2.  Specification including claims and abstract ( 42 pages total)
3.  Drawing(s); Number of Sheets \_\_\_\_\_
4.  Oath or Declaration
  - a.  Newly executed
  - b.  Copy from a prior application (37.C.F.R. 1.63(d)) (*for continuation/divisional application only*)
  - c.  With Power of Attorney       Without Power of Attorney
  - d.  DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5.  Incorporation by Reference (usable if Box 4b is checked)  
The entire disclosure of the prior application from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6.  Computer Program in Microfiche (Appendix)
7.  Nucleotide and/or Amino Acid Sequence Submission
  - a.  Paper copy
    - Pages 33 - 39 of specification
    - Separately numbered pages \_\_\_\_\_ - \_\_\_\_\_
  - b.  Computer Readable Copy
  - c.  Statement Verifying Identical Paper and Computer Readable Copy
  - d.  Statement under 37 C.F.R. 1.821(e) in lieu of Computer Readable Copy

09/904954

**Accompanying Application Parts**

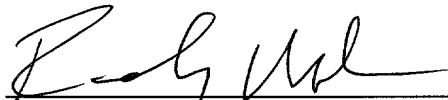
- 8.  Assignment
  - a.  Executed original Assignment and Recordation Form enclosed
  - b.  Prior application is assigned of record to Immunex Corporation  
(reel 7072 frame 0262)
- 9.  37 C.F.R. 3.73(B) Statement (*when there is an assignee*)
- 10.  Preliminary Amendment with Version with Markings to Show Changes Made, and Appendix A (9 pages)
- 11.  Acknowledgment postcard
- 12.  Certificate of Mailing by Express Mail (Label No.EL591096543US)
- 13.  Certified Copy of Priority Document(s) (*if foreign priority is claimed*)
- 14.  Additional Enclosures (*please identify below*):

**Fee Calculation and Transmittal**

<b>CLAIMS AS FILED (after any Preliminary Amendment submitted herewith)</b>					
For	# Filed	# Allowed	# Extra	Rate	Fee
Total Claims	24	- 20 =	4	x \$18.00	<b>\$72.00</b>
Indep. Claims	6	- 3 =	3	x \$80.00	<b>\$240.00</b>
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					<b>\$0.00</b>
<b>BASIC FEE</b>					<b>\$710.00</b>
OTHER FEE ( <i>specify purpose</i> )					<b>\$0.00</b>
<b>TOTAL FILING FEE</b>					<b>\$1,022.00</b>

- The Commissioner is hereby authorized to charge and credit Deposit Account No. 09-0089 as described below. A copy of this sheet is enclosed.
  - Charge the amount of \$1,022 as a filing fee.
  - Credit any overpayment.
  - Charge any additional fees required under 37 C.F.R. 1.16 and 1.17.

Correspondence address:

  
 \_\_\_\_\_  
 Randolph N. Mohr  
 Registration No. 45,590  
 Dated: July 12, 2001



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: Docket No.: 2814-G  
M. Patricia Beckmann and Douglas P. Cerretti

Filing Date: July 12, 2001

For: CYTOKINES THAT BIND THE CELL SURFACE RECEPTOR HEK

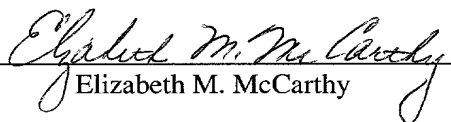
CERTIFICATE OF MAILING BY EXPRESS MAIL

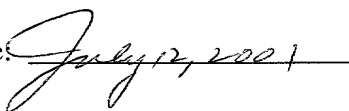
BOX PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

EXPRESS MAIL LABEL NUMBER: EL591096543US

I hereby certify that the following correspondence is enclosed and is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date listed below, and is addressed to BOX PATENT APPLICATION, Assistant Commissioner for Patents, Washington, D.C. 20231.

Postcard  
Application for Patent Cover Sheet (2pages + copy)  
Specification, claims and abstract (43 pgs.) copy of original  
Copy of Sequence Listing ( pgs 33-39 of application)  
Preliminary Amendment with Version With Markings to Show Changes Made and  
Appendix A (9 pages)  
Sequence Statement  
Copy of Declaration and Power of Attorney  
Copy of Recorded Assignment

Signed:   
Elizabeth M. McCarthy

Date: 

FOR FILING

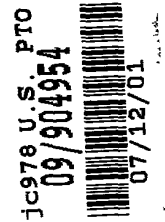
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: M. Patricia Beckmann and Douglas P. Cerretti      Docket No.: 2814-G

Serial No.: -- to be assigned --      Prior Application

Filing Date: July 12, 2001      Group Art Unit: 1646

For: CYTOKINES THAT BIND THE CELL SURFACE RECEPTOR HEK      Examiner: Prema Mertz



STATEMENT UNDER 37 CFR 1.821(e)

BOX PATENT APPLICATION  
 Assistant Commissioner for Patents  
 Washington, D.C. 20231

Dear Sir:

Applicants hereby state that no computer readable form of the Sequence Listing is necessary for this application because it would be identical to the computer readable form submitted for and with the following patent application:

Applicants: M. Patricia Beckmann and Douglas P. Cerretti  
 Serial No.: 08/240,124  
 Patent No.: 5,516,658  
 Filed: May 9, 1994  
 Title: DNA ENCODING CYTOKINES THAT BIND THE CELL SURFACE RECEPTOR HEK

In the present application, Applicants request use of the computer readable compliant Sequence Listing already filed for application serial no.08/240,124. The paper copy of the Sequence Listing of the present application (found on pages 33-39 of the enclosed specification) is identical to the computer readable copy of the Sequence Listing filed on May 9, 1994, in application serial no. 08/240,124. No new matter has been added.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Randolph N. Mohr'.

Randolph N. Mohr  
 Registration No. 45,590

Immunex Corporation  
 Law Department  
 51 University Street  
 Seattle, WA 98101  
 Telephone (206) 587-0430

10/10/01 10:00 AM